



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Attorney Docket No. 113873.120US2)

Applicant: Meir Eini et al. Art Unit: 1616  
Serial No.: 09/653,267 Examiner: M. Haghighatian  
Filed: August 31, 2002 Customer No.: 23438  
Title: Pharmaceutical and Cosmetic Carrier or Composition for Topical Application

**CERTIFICATION UNDER 37 CFR § 1.8(A)**

I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being deposited with the United States Postal Service as **first class mail** with sufficient postage on the date indicated above and is addressed to the U.S. Patent and Trademark Office, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

9.02.2004  
Date of Signature and of Mail Deposit

Amanda Ripley  
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Commissioner for Patents  
U.S. Patent and Trademark Office  
P.O. Box 1450  
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**INFORMATION DISCLOSURE STATEMENT**

Applicants and their attorney are aware of the following publication listed on the attached PTO Form 1449 and in accordance with 37 CFR §1.97 hereby submit these publications for the Examiner's consideration.

The publications listed on PTO Form 1449 with asterisks were cited in an International Search Report issued in connection with a corresponding International Application No. PCT/IL01/00025. A copy of the International Search Report is also enclosed for the Examiner's review.

It is respectfully requested that the information above be expressly considered during the prosecution of this application and that the publication be made of record therein and appear among the "References Cited" on any patent to issue therefrom. In this regard, it is requested that the Examiner initial and return a copy of the enclosed Form PTO-1449 with the next Patent Office Communication.

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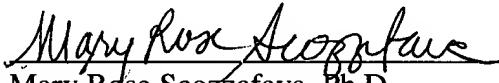
This submission does not represent that a search has been made and does not constitute an admission that the listed documents are material to patentability or that the listed documents are prior art. If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

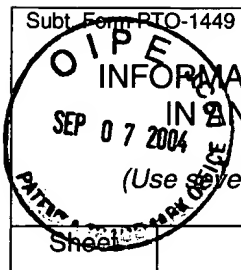
This statement is being filed after the receipt of a first office action, but before the mailing date of a final action. The Commissioner is hereby authorized to charge the \$180.00 fee under 37 C.F.R. § 1.17(p) to Deposit Account 08-0219. If there are any other charges, or any credits, please apply them to Deposit Account No. 08-0219.

Respectfully submitted,

Date: September 2, 2004

  
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Subt. Form PTO-1449				Docket Number 113873.120US2		Application Number 09/653,267	
				Applicant Eini, et al.			
				Filing Date August 31, 2000		Group Art Unit 1616	
Sheet	1	OF	1				

U.S. Patent Documents						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	* 5,837,270	11/17/98	Burgess	424	401	
	* 5,719,197	2/17/98	Kanios, et al.	514	772.6	
	* 5,925,669	7/20/99	Katz, et al.	514		

Foreign Patent Documents							
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	98/18472	May 7, 1998	WO				

Other Documents (Including Author, Title, Date Pertinent Pages, Etc.)		

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EXAMINER	DATE CONSIDERED
<b>EXAMINER:</b> Initial if citation is considered, whether or not citation is in conformance with MPEP § 609: Draw Line through citation if not conformance and not considered. Include copy with next communication to applicant.	